

United States Bankruptcy Court
Northern District of Ohio

In re:
Squirrels Research Labs LLC
Debtor

Case No. 21-61491-rk
Chapter 11

District/off: 0647-6
Date Rcvd: Jan 20, 2022

User:
Form ID: pdf963

Page 1 of 2
Total Noticed: 7

CERTIFICATE OF NOTICE

The following symbols are used throughout this certificate:

Symbol **Definition**

- + Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
- ++ Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. § 342(f)/Fed. R. Bank. P. 2002(g)(4).

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jan 22, 2022:

Recip ID	Recipient Name and Address
db	+ Squirrels Research Labs LLC, 8050 Freedom Avenue NW, North Canton, OH 44720-6912
aty	+ Brouse McDowell, 388 South Main Street, Suite 500, Akron, OH 44311-4419
aty	+ Jason R. Schendel, Sheppard, Mullin, Richter & Hampton LLP, Four Embarcadero Center, Seventeenth Floor, San Francisco, CA 94111-4106
cr	+ Avnet, Inc., c/o Christopher Combest, Quarles & Brady LLP, 300 N. LaSalle Street, Suite 4000 Chicago, IL 60654-5427
cr	Better PC, LLC, c/o Christopher J. Niekamp, Esq., Buckingham, Doolittle & Burroughs, Suite 300, Akron, OH 443338398
cr	++ OHIO BUREAU OF WORKERS COMPENSATION, LAW SECTION BANKRUPTCY UNIT, P O BOX 15567, COLUMBUS OH 43215-0567 address filed with court; Ohio Bureau of Workers Compensation, Attn: Law Section Bankruptcy Unit, PO Box 15567, Columbus, OH 43215

TOTAL: 6

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
ust	+ Email/Text: ustpregion09.cl.ecf@usdoj.gov	Jan 20 2022 20:42:00	United States Trustee, Office of the U.S. Trustee, H.M. Metzenbaum U.S. Courthouse, 201 Superior Avenue East Suite 441, Cleveland, OH 44114-1234

TOTAL: 1

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		Carl Forsell
cr		Cincinnati Insurance Company
cr		Envista Forensics, LLC d/b/a AREPA
intp		Instantiation LLC
intp		Ohio Power Company dba American Electric Power
cr		Torea Consulting Ltd.

TOTAL: 6 Undeliverable, 0 Duplicate, 0 Out of date forwarding address

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jan 22, 2022

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 20, 2022 at the address(es) listed below:

Name	Email Address
Bryan Sisto	on behalf of Creditor Carl Forsell bsisto@fbtlaw.com
Christopher Niekamp	on behalf of Creditor Better PC LLC cniekamp@bdblaw.com
Christopher Paul Combest	on behalf of Creditor Avnet Inc. christopher.combest@quarles.com
David M. Neumann	on behalf of Creditor Envista Forensics LLC d/b/a AREPA dneumann@meyersroman.com, jray@meyersroman.com;mnnowak@meyersroman.com
David M. Neumann	on behalf of Creditor Torea Consulting Ltd. dneumann@meyersroman.com jray@meyersroman.com;mnnowak@meyersroman.com
Frederic P. Schwieg	on behalf of Trustee Frederic P. Schwieg fschwieg@schwiegglaw.com
Frederic P. Schwieg	fschwieg@schwiegglaw.com
Jeannie Kim	on behalf of Interested Party Instantiation LLC JeKim@sheppardmullin.com dgatmen@sheppardmullin.com
John C. Cannizzaro	on behalf of Interested Party Instantiation LLC John.Cannizzaro@icemiller.com lauren.prohaska@icemiller.com
John G. Farnan	on behalf of Creditor Cincinnati Insurance Company jfarnan@westonhurd.com
Joshua Ryan Vaughan	on behalf of Creditor Ohio Bureau of Workers Compensation jvaughan@amer-collect.com SAllman@AMER-COLLECT.COM;HouliECF@aol.com
Julie K. Zurn	on behalf of Debtor Squirrels Research Labs LLC jzurn@brouse.com tpalcic@brouse.com
Kate M. Bradley ust44	on behalf of U.S. Trustee United States Trustee kate.m.bradley@usdoj.gov
Marc Merklin	on behalf of Debtor Squirrels Research Labs LLC mmmerklin@brouse.com tpalcic@brouse.com;mmiller@brouse.com
Paul J. Schumacher	on behalf of Interested Party Ohio Power Company dba American Electric Power pschumacher@dmclaw.com tgross@dmclaw.com
Robert E. Goff, Jr.	on behalf of Creditor Cincinnati Insurance Company rgoff@westonhurd.com jroberts@westonhurd.com

TOTAL: 16

The court incorporates by reference in this paragraph and adopts as the findings and orders of this court the document set forth below. This document was signed electronically at the time and date indicated, which may be materially different from its entry on the record.



Dated: 02:40 PM January 20, 2022

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

In re:) Chapter 11
Squirrels Research Labs LLC, et al.¹)
Debtors.) Case No. 21-61491
) (Jointly Administered)
) Judge Russ Kendig

**ORDER AUTHORIZING SQUIRRELS RESEARCH LABS LLC TO REJECT
EQUIPMENT LEASE AGREEMENTS WITH BITTWARE, INC.**

Upon the motion (the “Motion”)² of SQRL for entry of an order (this “Order”) authorizing SQRL to reject the Equipment Lease Agreements with BittWare effective *nunc pro tunc* to the Petition Date, or, in the alternative, determining the Equipment Lease Agreements with BittWare are not true leases, but are, in fact, disguised unperfected financings, all as more fully set forth in the Motion; and the Court having found that it has jurisdiction over this matter pursuant to 28

¹ The Debtors in these Chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: Squirrels Research Labs LLC (9310), case no. 21-61491 and the Midwest Data Company LLC (1213), case no. 21-61492.

² Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Motion.

U.S.C. §§ 157 and 1334; and the Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and the Court having found that venue of the cases and the Motion in this District is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court having found that SQRL provided appropriate notice of the Motion and the opportunity for a hearing on the Motion under the circumstances; and the Court having found that no objections to the Motion were filed; and the Court having determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and upon all of the proceedings had before the Court; and after due deliberation and sufficient cause appearing therefor, it is HEREBY ORDERED THAT:

1. The Motion is granted as set forth herein.
2. Pursuant to section 365(a) of the Bankruptcy Code, to the extent that the Equipment Lease Agreements are unexpired true leases and/or executory contracts, the Equipment Lease Agreements are deemed rejected by SQRL *nunc pro tunc* to the Petition Date.
3. SQRL does not waive any claims it may have against BittWare, whether or not such claims arise under, are related to the rejection of, or are independent of the Equipment Lease Agreements.
4. Any party to the Equipment Lease Agreements shall be required to file a rejection damages claim, if any, relating to the rejection of the Equipment Lease Agreements within 30 days after the entry of this Order.
5. SQRL is authorized to take all actions necessary to effectuate the relief granted pursuant to this Order in accordance with the Motion.
6. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

7. The Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation of this Order.

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SUBMITTED BY:

/s/ Julie K. Zurn
Marc B. Merklin (0018195)
Julie K. Zurn (0066391)
BROUSE McDOWELL, LPA
388 S. Main Street, Suite 500
Akron, Ohio 44311
Telephone: (330) 535-5711
Facsimile: (330) 253-8601
mmerklin@brouse.com
jzurn@brouse.com

*Counsel for the Debtors
and Debtors-in-Possession*